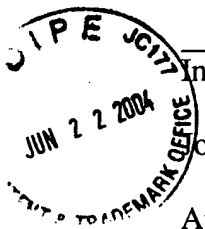


1 F12



<b>AMENDMENT TRANSMITTAL LETTER</b>			Docket No. NEL-0006		
Application No. 10/091,567-Conf. #7851	Filing Date March 7, 2002	Examiner M. G. Hill	Art Unit 1648		
Applicant(s): Jonathan P. Wong et al.					
Invention: DNA VACCINE USING LIPOSOME-ENCAPSULATED PLASMID DNA ENCODING FOR HEMAGGLUTININ PROTEIN OF INFLUENZA VIRUS					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
<b>Total Claims</b>	13	- 20 =		x	0.00
<b>Independent Claims</b>	2	- 4 =		x	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					<b>0.00</b>
<input checked="" type="checkbox"/> Large Entity <span style="margin-left: 200px;"><input type="checkbox"/> Small Entity</span>					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>18-0013</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
Lee Cheng Attorney Reg. No.: 40,949				Dated: <u>June 22, 2004</u>	
RADER, FISHMAN & GRAUER PLLC 1233 20th Street, N.W. Suite 501 Washington, DC 20036 (202) 955-3750					

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In re Patent Application of:

Jonathan P. WONG et al.

Confirmation No.: 7851

Application No.: 10/091,567

Art Unit: 1648

Filed: March 7, 2002

Examiner: Myron G. Hill

For: DNA VACCINE USING LIPOSOME-  
ENCAPSULATED PLASMID DNA  
ENCODING FOR HEMAGGLUTININ  
PROTEIN OF INFLUENZA VIRUS

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated March 24, 2004 (Paper No.20), please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.